

MEDIA RELEASE

**Attention: News Director
For Immediate Release
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**U.S. DEPARTMENT OF JUSTICE
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LOUISVILLE MAN INDICTED ON CHILD PORNOGRAPHY CHARGES

David L. Huber, United States Attorney for the Western District of Kentucky, announced today that a federal Grand Jury in Louisville, Kentucky, **returned an Indictment** charging **WENDELL NEWKIRK**, age 41, of 10803 Holsclaw Hill Road, Louisville, Jefferson County, Kentucky, with receiving and possessing child pornography.

The Indictment charges that on November 15, 2005, **Newkirk** knowingly received, by computer, visual depictions of minors engaging in sexually explicit conduct. Further, the Indictment charges that on August 14, 2006, **Newkirk** possessed material which contained visual depictions of minors engaging in sexually explicit conduct.

A complaint filed earlier alleges that in November 2005, **Newkirk** accessed a number of videos of child pornography. Among the images which had been accessed were the following:

- a. movies/Part19/004.mpeg - This video depicts a prepubescent girl (6 - 9 years of age) standing over an adult male with her right leg held above his chest. The adult male's penis is seen penetrating the prepubescent girl's vagina.
- b. movies/Part19/002.mpeg - This video depicts a naked prepubescent female (6 - 10 years of age) laying on her stomach and being whipped with a cane on her buttocks and genitalia by an adult male.
- c. movies/Part19/001.mpeg - This video depicts an adult male penetrating a prepubescent child's anus.

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On August 14, 2006, ICE executed a search warrant on **Newkirk**'s residence. From the basement bedroom, agents seized two computers, one laptop, one Polaroid camera, numerous printouts of child pornography, printouts of stories relating to pedophilia and incest, minor girls' underwear, some Polaroid photos of minor children, and numerous computer storage media.

When asked about his criminal history, **Newkirk** advised that he had been arrested and convicted of rape and sodomy of a relative who was a minor. He added that he was a pedophile and that he "gets off" and is sexually stimulated by child pornography. Agents verified that on September 16, 1997, **Newkirk** was convicted of third-degree sodomy and third-degree rape, based on offense conduct occurring on or about November 14, 1992.

If convicted, the maximum potential penalties are not less than 15 years, not more than 40 years and supervised release for a period of up to life.

The case is being prosecuted by Assistant United States Attorney Madison T. Sewell and it was investigated by the Bureau of Immigration and Customs Enforcement.

Newkirk is scheduled to appear for arraignment before the United States Magistrate Judge on September 19, 2006, at 9:15 a.m., in Louisville, Kentucky.

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The indictment of a person by a Grand Jury is an accusation only and that person is presumed innocent until and unless proven guilty.

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